

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Housing Department- APSHCL- Regularisation of services of Sri M.Chandrasekhar Reddy, former A.E.(H),APSHCL, Medak now working in Nizamabad Dist., in the category of Asst. Engineer (H), APSHCL w.e.f.13.11.1991 on notional basis and monetary benefit from 19.4.1999- Orders-Issued.

Housing (Vig.Cell) Department

G.O.Rt.No. 165

Dated:- 08.7.2011
Read the following:

- 1.G.O.Rt.No.114 Housing (RH) Department dated: 19.4.1999.
2. From Sri M. Chandrasekhar Reddy., Representation Dated :7.2.2002
3. From the Managing Director, APSHCL Lr.No.A7 (1) /15330/1998,dated:19.8.2008, 25.9.2008,
4. Government Lr.No.1194/VC.A2/2002-10, dated 30.10.2008, 26.5.2009 and 22.5.2010
5. From the Managing Director, APSHCL Lr.No.A7 (1) /15330/1998,dated: 30.01.2009,6.6.2009,28.7.2010 and 18.1.2011.

O R D E R:

In the reference 1st read above, orders have been issued appointing senior most Draughtsmen/Work Inspectors as A.Es on regular basis w.e.f. 2.4.1990 in terms of Circular Memorandum No.A2/7100/88, dated 2.4.1990 of the M.D.,APSHCL and also to appoint other senior most Draughtsman (Civil) /Work Inspectors as A.Es on regular basis w.e.f. 13.11.1991 in terms of the G.O.Ms.No.182 Housing(RH) Dept., dated 13.11.1991 as the case may be on notional basis in regular scale of pay as per the details shown in the Annexure appended to the said order and monetary benefit to be given from the date of issue of the order. In the reference 2nd read above, Sri M. Chandra Sekhar Reddy, A.E., Medak Dist., among other things, requested the Government for restoration of his seniority in the category of A.E. w.e.f. 14.6.1990 and to insert his name at an appropriate place in the seniority list of A.Es.and ,allow all consequential benefits thereon, on par with Sri K. Ravinder, Draughtsman (Civil), Medak Dist., who is his immediate senior in Medak Dist., and whose services were regularized w.e.f. 2.4.1990.

The M.D., APSHCL who has been consulted reported that the individual was initially appointed as W.I.(T) on temporary basis in the year 1985. Subsequently, he was appointed as Draughtsman Grade III through employment exchange by the Dist., Collector, Medak vide Proceedings dated 22.5.1986. Later-on, Sri M. Chandra Sekhar Reddy, was appointed as Assistant Engineer, under “Work Experience Programme” for a period of one year by the DistrictCollector, Medak vide

Proceedings No.A2/Estt./806/90 (Housing), dated 14.6.1990 and his services in that cadre were regularized w.e.f. 14.6.1990 with monetary benefit from 1.1.1991 by the M.D.,APSHCL vide Proceedings No.A3/4416/91, dated 5.3.1993. The probation of the individual was declared on 31.7.1992 by the Dist.Manager, APSHCL, Medak Dist., vide Proceedings dated 9.3.1993. On protest from the A.Es Association about his regularization and declaration of probation, the M.D.,APSHCL has kept in abeyance the regularization orders of the individual. Aggrieved by the said orders, Sri M. Chandra Sekhar Reddy and Sri K.Ravinder have filed W.P. (No.3764/93) before the H'ble High Court to suspend the operation of the Proceedings No.A2/806/90 (H) dated 19.3.1993 of the M.D.,APSHCL. The H'ble High Court in its interim orders dated 27.3.1993 in WPMP No.4818/93 in W.P.No.3764/93, suspended the operation of the said proceedings, pending further orders on the W.P.

While the matter stood thus, the services of Sri K. Ravinder were regularized in the category of A.E. vide G.O.Rt.No.114 Housing Dept., dated 19.4.1999, along with others, but, the services of Sri M. Chandra Sekhar Reddy were not considered and his name was included in the seniority list of Draughtsman (Civil). Aggrieved by the inclusion, he again filed W.P.(No.35172/98) before the H'ble High Court and the H'ble High Court in its orders dated 4.4.2007 dismissed the said W.P. with the following observations:

“The petitioner was appointed as Draughtsman (Civil) on 22.5.1986. Subsequently, he was appointed as A.E. on 14.6.1990. In the post of A.E., his services were regularized on 5.3.1993, but however, the regularization was cancelled, subsequently by order dated 19.3.1993. The cancellation order was the subject matter of W.P.No.3764 of 1993.

In this W.P., it is the case of the petitioner that as much as his probation was declared in the category of A.E., his name ought not to have been shown in the seniority list of Draughtsman (Civil). The earlier W.P. filed by him, wherein cancellation of regularization of services of A.Es was questioned, was dismissed by this Court by order dated 24.8.1999. In view of the dismissal of the said W.P., the petitioner is correctly shown in the seniority list of Draughtsman (Civil). Though it is stated that his probation was declared in the category of A.E, but, as much as the same was cancelled and the said cancellation was approved by this court in W.P.No.3764 by order dated:24.8.1998. I do not find any infirmity in issuing proceedings dated 20.10.1998, in which the name of the petitioner is shown in the seniority list of Draughtsman (Civil).”

The E.D.,APSHCL in his letter dated:28.7.2010 further reported that there were two (2) vacancies of Assistant Engineers in Medak district, prior to the receipt of the Circular Memo.No.A2/7100/88, dated 2.4.1990 of the M.D.,APSHCL and one more vacancy arose due to resignation of Sri A. Prabhakar, A.E., from the Corporation in the month of June, 1990 (i.e. 8.6.1990). Sri M. Chandrasekhar Reddy and Sri K. Ravinder have been appointed as A.Es by the District Collector, Medak and accommodated against the existing vacancies and also covered Roster point. On a further correspondence when the M.D., APSHCL was requested to furnish copy of

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the Judgment dated 24.8.1999 in W.P.No.3764/93 filed by Sri M. Chandra Sekhar Reddy, for taking further action in the matter, the E.D,APSHCL with his letter dated 18.1.2011 furnished copy of letter dated 28.12.2010 of the Standing Council of the Corporation, in which the Standing Council of the Corporation informed the E.D.APSHCL that the W.P. is yet to be disposed off.

Government after careful examination and consideration of the circumstances stated, and also in terms of the orders issued vide G.O. 1st read above, hereby regularise the services of Sri M. Chandrasekhar Reddy former A.E.(H),APSHCL, Medak now working in Nizamabad Dist., in the category of Asst. Engineer (H), APSHCL w.e.f. 13.11.1991 on notional basis and monetary benefit from 19.4.1999 (i.e. date of G.O.Rt.No.114 Housing Dept., dated 19.4.1999) and allow all consequential benefits thereon.

The Managing Director, A.P.State Housing Corporation Ltd., shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.SAMUEL
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Managing Director, A.P.State Housing Corporation Ltd.,
Hyderabad.
Copy to the individual through Managing Director, APSHCL
SF.

//FORWARDED:: BY ORDER//

SECTION OFFICER